

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI

Sentencing Minute Sheet for the Honorable Dean Whipple

UNITED STATES OF AMERICA
vs.
CLAIR JOHN EASTERBROOK

Case No: 09-00156-08-CR-W-DW
Date: 2/11/2011

Plaintiff Counsel
Bruce Rhoades, AUSA

Defendant Counsel
Darren Fulcher, CJA

Time Commenced: 11:00 a.m.

Time Terminated: 11:51 a.m.

X There are unresolved issues regarding the P.S.I. and the Guideline Range to be discussed with the Court: Court takes up defendant's objections and rules as set forth on the record.

Total Offense Level: 35
Imprisonment Range: 292 to 365 months

Criminal History Category: VI
Supervised Release Range: to 10 years on
Count 1; 2 to 3 years on Count 2
Restitution: Not Applicable

Special Assessment: \$100.00
Fine Range: \$20,000 to \$8,000,000

The Defendant is sentenced to Count(s) 1 - 2.

X Court grants Government's Motion for Downward Departure (doc #257).

INCARCERATION:

X The Court hereby orders the defendant to serve the following term of incarceration with the FBP: 150 months on each count with credit for time served. Terms to run concurrently w/each other and Jackson County, Missouri Circuit Court case Nos. 0616- CR-04104-01 and 0916-CR- 00913-01.

X Defendant is hereby remanded to the custody of U.S. Marshal.

SUPERVISED RELEASE:

X The Court hereby orders the defendant to the following term of Supervised Release: 5 years on Count 1; 3 years on Count 2, terms to run concurrent.

SPECIAL CONDITIONS OF SUPERVISED RELEASE: See J & C.

FINE: Fine waived.

RESTITUTION: Not applicable.

SPECIAL ASSESSMENT: \$200.00 (\$100.00 each count), due immediately.

RECOMMENDATIONS: The Court recommends that the Bureau of Prisons designate the Missouri Department of Corrections to be the place of service of this sentence, thereby making this sentence concurrent with the defendant's imprisonment, pursuant to the above Jackson County, Missouri judgments. The Court further recommends that defendant be designated to an institution for participation in the 500-hour residential substance abuse treatment program.

X The Court advises the Defendant he has 14 days to appeal.

Court Reporter: Denna Lamken

CRD: J. Baldwin